

DIVISION OF FOREST ENVIRONMENT  
DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

Rules and Regulations Under Title 2, Chapter 10-3.1 of the General Laws of Rhode Island, as Amended, Entitled "Assessment of Fees for Forestry Services."

1.00 DEFINITIONS

1.01 Department. The term Department shall mean the Department of Environmental Management, Division of Forest Environment.

1.02 Forest Stewardship or Forest Management Plan. The term forest stewardship or management plan shall mean a document prepared by a natural resource professional that provides site specific detail of the natural resources of the property, defines landowner management objectives for said property, recommends accepted forest resource practices to be carried out to achieve the landowner(s) objectives and discusses the expected impacts of the practices.

1.03 Privately held parcel of forest land. The term privately held parcel of forest land shall mean any area of forest land held by any individual, association, corporation or other legal entity other than a public agency.

1.04 State forester. The term state forester shall apply to the Chief of the Division of Forest Environment, Department of Environmental Management and his/her duly authorized designee(s).

2.00 DETERMINATIONS OF FOREST ACREAGE

2.01 Entire Parcel(s) Forested. Where an entire parcel of land is forested, including parcels where there is an existing homesite, the forest acreage shall be the acreage of the parcel as listed by the tax assessor for the city or town in which the land exists.

2.02 Entire Parcel(s) Not Forested. Where an entire parcel of land is not forested, the forest acreage shall be determined by measuring that part of the land which is forested with a planimeter. Open, or non-forested areas that the landowner(s) wish to plant with tree species must also be measured with a planimeter and will be included as forest acreage.

2.03 Rounding of Acres. In all cases under these regulations, acreage will be rounded to the least whole acre.

3.00 WRITTEN FOREST STEWARDSHIP OR MANAGEMENT PLANS

3.01 For the development of written forest stewardship or forest management plans by the Department for any privately held parcel of forest land within Rhode Island, the Department will request a minimum donation of one hundred dollars (\$100.00) before the Department develops any written plan. For every forest parcel over ten (10) acres, the Department will request an additional donation of ten dollars (\$10.00) per acre for each acre beyond ten (10) acres.

4.00 MARKING OF WOODLOTS FOR NON-COMMERCIAL OPERATIONS

4.01 When a landowner who owns a privately owned woodlot, and who has verified in writing that (s)he has no intent to sell forest products from such woodlot, requests the state forester to mark the woodlot, the landowner must pay a fee of ten dollars (\$10.00) per acre for the Department to mark the woodlot. The fee

will be collected in advance of any marking, and the Department will charge the fee only for the acres so marked. There will be no waiver of this fee for any reason.

#### 5.00 MARKING OF WOODLOTS FOR COMMERCIAL OPERATIONS

5.01 When a landowner who owns a privately owned woodlot and plans to commercially sell the forest products from such woodlot, requests the state forester to mark the woodlot; either of the following shall apply:

(a) Where the expected volume of forest product to be produced is less than or equal to ten thousand (10,000) board feet, or twenty (20) cords as determined by the state forester; (s)he may commence such work upon collection of the fee as specified in 5.01 (c) below, without any further delay.

(b) Where the expected volume of forest product to be produced is greater than ten thousand (10,000) board feet or twenty (20) cords as determined by the state forester; the state forester must wait at least thirty (30) working days before marking such volumes. During this period, the landowner(s) or his/her agent must contact at least three (3) private consultant foresters requesting them to undertake such work. If at the end of the thirty (30) day waiting period, the landowner(s) can verify in writing that they have contacted at least three (3) private consultant foresters, and the landowner can further verify in writing that these three (3) consultant foresters have all refused to undertake the work, the state forester may then proceed once the fee is collected as specified in 5.01 (c) below.

(c) In both cases above, the fee for such services will be fifteen dollars (\$15.00) per acre payable to the Department before any work commences. The Department will charge such fee only for the actual acres which it marks. There will be no waiver of this fee for any reason.

The foregoing Rules and Regulations, after due notice, are hereby adopted and filed with the Secretary of State this \_\_\_\_\_ day of \_\_\_\_\_, 1993, to become effective twenty (20) days thereafter, in accordance with the provisions of Chapters 42-17.1, 2-10.3.1, and 42-35 of the General Laws of Rhode Island, 1956, as amended.

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Louise Durfee, Director  
DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

Notice given on March 29, 1993  
Public Hearing held on April 28, 1993  
Effective \_\_\_\_\_, 1993

I hereby certify that the enclosed is a true and accurate copy of the regulations being filed with the Secretary of State on the \_\_\_\_\_ day of \_\_\_\_\_, 1993.

\_\_\_\_\_  
Notary Public

My Commission expires:  
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